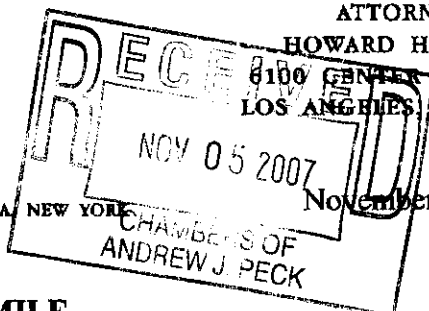


KENNETH A. FEINSWOG

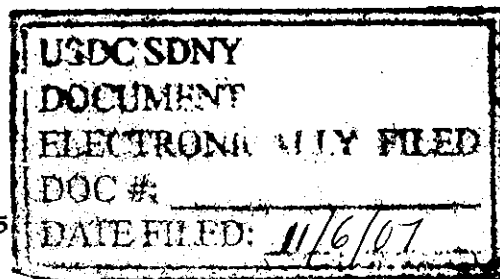
ATTORNEY AT LAW

HOWARD HUGHES CENTER

8100 CENTER DRIVE, SUITE 630  
LOS ANGELES, CALIFORNIA 90045



November 5, 2007



MEMBER OF CALIFORNIA  
AND NEW JERSEY BARS

NEW YORK

CHAMBERS OF  
ANDREW J. PECK

TELEPHONE: (310) 846-5800

FACSIMILE: (310) 846-5801

**VIA FACSIMILE**

The Honorable Andrew J. Peck  
United States District Court  
Southern District of New York  
500 Pearl Street, Room 1370  
New York, NY 10007

**MEMO ENDORSED** 11/6/07

*Extension of time to reopen to 11/13 is  
APPROVED. SO ORDERED.*

Hon. Andrew Jay Peck  
United States Magistrate Judge

Re: **Rubie's Costumes Co., Inc. v. Bravado Merchandising Services, Inc. et al**  
**Civil Action No. 1:07-cv-05738-PKC-AJP**

**BY FAX**

Dear Judge Peck:

I am the attorney for the declaratory judgment defendants in the above-referenced action and I am writing this letter to request that the time to reopen this case pursuant to the October 9, 2007 order, that was most recently extended to November 6, 2007, be extended for 7 days or that the Court reopen the case so that the dismissal discussed below can be filed.

This request is being made because we do not expect that all settlement documents will be signed by November 6, 2007, the current deadline to reopen this case. The parties have resolved all issues regarding settlement and are circulating documents for execution. We expect that we will have fully executed settlement documents before the end of this week.

The settlement agreement provides that the declaratory judgment plaintiff will file a notice of dismissal pursuant to FRCP 41(a)(1)(i) after the parties have executed the settlement documents. I have communicated with Andrew Langsam, the attorney for the declaratory judgment plaintiff, and he has consented to this request.

Thank you for your time and consideration.

Respectfully submitted,

  
Kenneth A. Feinswog

KAF/kt

cc: Andrew S. Langsam, Esq.

# FAX TRANSMITTAL SHEET



**ANDREW J. PECK  
UNITED STATES MAGISTRATE JUDGE  
UNITED STATES DISTRICT COURT**

Southern District of New York  
United States Courthouse  
500 Pearl Street, Room 1370  
New York, N.Y. 10007-1312

Fax No.: (212) 805-7933  
Telephone No.: (212) 805-0036

**Dated:** November 6, 2007

**Total Number of Pages:** 2

TO	FAX NUMBER
Andrew S. Langsam, Esq.	212-515-6969
Kenneth A. Feinswog, Esq.	310-846-5801

## **TRANSCRIPTION:**

**MEMO ENDORSED 11/6/07**

**Extension of time to reopen to 11/13 is APPROVED.**

**Copy to: Judge P. Kevin Castel**